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12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

14 LEROY EDWARD DOOLEY,
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16 Plaintiff,

17 vs.

18 NEWMONT USA LIMITED, a Delaware
19 Corporation; DOES I-X; ROE BUSINESS
20 ENTITIES I-X,
21 Defendants.

Case No.: 2:21-cv-00420

**STIPULATION AND ORDER
FOR SUBSTITUTION**

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24 Nevada Gold Mines LLC (“NGM”) as the real party in interest for Defendant NEWMONT
25 USA LIMITED (“Newmont”), and Plaintiff Leroy Edward Dooley (“Plaintiff”), by and through
26 their respective undersigned counsel, hereby agree and stipulate as follows:

27 Nevada Gold Mines LLC was formed as the result of a joint venture between Newmont
28 and Barrick Gold of North America (“Barrick”) in March 2019. Since that time NGM has assumed

1 the liabilities from Newmont that may potentially arise out of this case. Accordingly, NGM is the
2 real party in interest and the proper named Defendant in this case.

3 Pursuant to NRCP 41(a) Newmont USA Limited shall be replaced by Nevada Gold Mines
4 LLC as the proper named Defendant in this case. This Stipulation shall function as a voluntary
5 dismissal without prejudice of Newmont from this action.

6 DATED this 10th day of May, 2021.

DATED this 10th day of May, 2021.

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8 KEMP & KEMP, ATTORNEYS AT LAW

SIMONS HALL JOHNSTON PC

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10 /s/ James P. Kemp

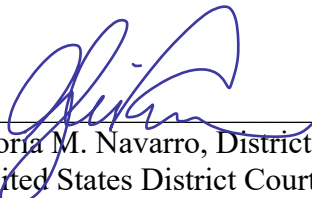
/s/ Anthony L. Hall

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18 **IT IS SO ORDERED:**

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20 Dated this 13 day of May, 2021.

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23 Gloria M. Navarro, District Judge
United States District Court
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